



**U.S. Department of Justice**  
Office of Information Policy  
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Re: Appeal No. DOJ-AP-2019-004295  
Request No. FOIA 2019-9207  
MWH:RCS

**VIA: Email**

Dear Matthew Hoppock:

You appealed from the action of the Executive Office for Immigration Review (EOIR) on your Freedom of Information Act request for access to records concerning "DHS Entered Cases Not Received by EOIR" from EOIR's case database as of November 30, 2018. I note that your appeal concerns EOIR's response indicated that the FOIA did not require the creation of records.

After carefully considering your appeal, and as a result of discussions between EOIR personnel and this Office, I am remanding your request to EOIR for a search for responsive records. If EOIR locates releasable records or determines that records are releasable, it will send them to you directly, subject to any applicable fees. You may appeal any future adverse determination made by EOIR. If you would like to inquire about the status of this remanded request or to receive an estimated date of completion, please contact EOIR directly at (703) 605-1297.

If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

9/27/2019

X 

Matthew Hurd, Associate Chief, for  
Sean O'Neill, Chief, Administrative Appeals Staff  
Signed by: MATTHEW HURD